

AO 240 (1/94)

# United States District Court

DISTRICT OF

2004 JAN -5 P 12:36

## APPLICATION TO PROCEED WITHOUT PREPAYMENT OF FEES AND AFFIDAVIT

Plaintiff

v.

Defendant

CASE NUMBER:

04-10023 GAO

SCANNED

DATE: 1/7/04  
TIME: 10:01  
MICHAEL A SUBENKO

declare that I am the (check appropriate box)

☒ petitioner/plaintiff/movant☐ other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC. §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

- X 1. Are you currently incarcerated?: ☒ Yes ☐ No (If "No" go to Part 2)

If "Yes" state the place of your incarceration M.C.I. NORFOLK

Are you employed at the institution? NO Do you receive any payment from the institution? NO

Have the institution fill out the Certificate portion of this affidavit and attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

- X 2. Are you currently employed? ☐ Yes ☒ No

a. If the answer is "Yes" state the amount of your take-home salary or wages and pay period and give the name and address of your employer.

b. If the answer is "No" state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.

ONLY LAST EMPLOYMENT I HAD WAS AT INSTITUTION J.B.C.C. SHIRLEY MO,  
I've never had a job on the outside

- X 3. In the past 12 twelve months have your received any money from any of the following sources?

- a. Business, profession or other self-employment  
b. Rent payments, interest or dividends  
c. Pensions, annuities or life insurance payments  
d. Disability or workers compensation payments  
e. Gifts or inheritances  
f. Any other sources

☐ Yes  
☐ Yes  
☐ Yes  
☐ Yes  
☒ Yes  
☒ Yes

☒ No  
☒ No  
☒ No  
☒ No  
☐ No  
☐ No

If the answer to any of the above is "Yes" describe each source of money and state the amount received and what you expect you will continue to receive.

COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTIONS

## Inmate Transaction Report

Date : 20031224 14:03

Commit# : WR5867

MCI NORFOLK

Page : 1

Name : SUBENKO, MICHAEL, A.

Statement From 20030701

Inst : MCI NORFOLK

To 20031224

Block : 8MU3

Cell/Bed : 332 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Total Transaction before this Period						\$1,247.06	\$1,244.31	\$205.66	\$102.76
20030707 22:30	CN - Canteen	1342641		NOR	Canteen Date : 20030707	\$0.00	\$2.60	\$0.00	\$0.00
20030707 14:19	CI - Transfer	1348048		NOR	20030707 SUBENKO, MICHAEL A PERSONAL - KON WASH ACCOUNT - 25	\$3.10	\$0.00	\$0.00	\$0.00
20030708 11:05	ML - Mail	1356944		NOR	-LAURIE SUBENKO	\$60.00	\$0.00	\$0.00	\$0.00
20030709 16:11	IS - Interest	1360651		NOR		\$0.04	\$0.00	\$0.00	\$0.00
20030709 16:11	IS - Interest	1360652		NOR		\$0.00	\$0.00	\$0.13	\$0.00
20030710 22:30	CN - Canteen	1366129		NOR	Canteen Date : 20030710	\$0.00	\$55.65	\$0.00	\$0.00
20030710 13:35	ML - Mail	1401719		NOR	-BEVERLY SUBENKO	\$50.00	\$0.00	\$0.00	\$0.00
20030717 22:30	CN - Canteen	1416270		NOR	Canteen Date : 20030717	\$0.00	\$36.95	\$0.00	\$0.00
20030723 12:34	ML - Mail	1431327		NOR	-L SUBENKO	\$30.00	\$0.00	\$0.00	\$0.00
20030724 22:30	CN - Canteen	1444051		NOR	Canteen Date : 20030724	\$0.00	\$28.87	\$0.00	\$0.00
20030731 15:33	ML - Mail	1470298		NOR	-LAURIE SUBENKO	\$30.00	\$0.00	\$0.00	\$0.00
20030731 12:30	CN - Canteen	1471893		NOR	Canteen Date : 20030731	\$0.00	\$2.10	\$0.00	\$0.00
20030805 14:41	ML - Mail	1483229		NOR	-LAURIE SUBENKO	\$40.00	\$0.00	\$0.00	\$0.00
20030807 15:30	IS - Interest	1503453		NOR		\$0.01	\$0.00	\$0.00	\$0.00
20030807 15:30	IS - Interest	1503454		NOR		\$0.00	\$0.00	\$0.13	\$0.00
20030807 22:30	CN - Canteen	1516709		NOR	Canteen Date : 20030807	\$0.00	\$55.16	\$0.00	\$0.00
20030812 14:30	ML - Mail	1528382		NOR	-LAURIE SUBENKO	\$20.00	\$0.00	\$0.00	\$0.00
20030814 22:30	CN - Canteen	1545399		NOR	Canteen Date : 20030814	\$0.00	\$34.63	\$0.00	\$0.00
20030818 15:19	ML - Mail	1556476		NOR	-LAURIE SUBENKO	\$40.00	\$0.00	\$0.00	\$0.00
20030821 22:30	CN - Canteen	1575459		NOR	Canteen Date : 20030821	\$0.00	\$40.22	\$0.00	\$0.00
20030826 13:26	ML - Mail	1595245		NOR	-LAURIE SUBENKO	\$30.00	\$0.00	\$0.00	\$0.00
20030828 22:30	CN - Canteen	1603362		NOR	Canteen Date : 20030828	\$0.00	\$29.81	\$0.00	\$0.00
20030903 14:46	ML - Mail	1616473		NOR	-LAURIE SUBENKO	\$20.00	\$0.00	\$0.00	\$0.00
20030906 12:31	CN - Canteen	1632779		NOR	Canteen Date : 20030906	\$0.00	\$17.36	\$0.00	\$0.00
20030910 07:53	IS - Interest	1646293		NOR		\$0.02	\$0.00	\$0.00	\$0.00
20030910 07:53	IS - Interest	1646598		NOR		\$0.00	\$0.00	\$0.12	\$0.00
20030912 04:46	CN - Canteen	1676163		NOR	Canteen Date : 20030912	\$0.00	\$2.28	\$0.00	\$0.00
20030912 11:26	ML - Mail	1677428		NOR	-LAURIE SUBENKO	\$50.00	\$0.00	\$0.00	\$0.00
20030916 16:24	IC - Transfer	1686051		NOR	-INMATE RESPIRATION - 242	\$0.00	\$3.00	\$0.00	\$0.00

COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTIONS

Inmate Transaction Report

Date : 20031224 14:03

Commit# : W68887

MCI NORFOLK

Page : 2

Name : SUBENKO, MICHAEL, A,

Statement From 20030701

Inst : MCI NORFOLK

To 20031224

Block : 5X03

Cell/Bed : 332 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Club A/c									
20030910 13:35	ML - Mail	1702103		NOR	-LAURIE SUBENKO	\$125.00	\$0.00	\$0.00	\$0.00
20030918 22:30	CN - Canteen	1703016		NOR	Canteen Date : 20030901	\$0.00	\$47.47	\$0.00	\$0.00
20030925 22:30	CN - Canteen	1703114		NOR	Canteen Date : 20030901	\$0.00	\$41.33	\$0.00	\$0.00
20031030 13:43	ML - Mail	1742945		NOR	-LAURIE SUBENKO	\$20.00	\$0.00	\$0.00	\$0.00
20031008 22:30	CN - Canteen	1762238		NOR	Canteen Date : 20031001	\$0.00	\$45.27	\$0.00	\$0.00
20031009 13:16	ML - Mail	1773030		NOR	-LAURIE SUBENKO	\$20.00	\$0.00	\$0.00	\$0.00
20031008 16:56	IS - Interest	1782001		NOR		\$0.07	\$0.00	\$0.00	\$0.00
20031008 16:56	IS - Interest	1782002		NOR		\$0.00	\$0.00	\$0.12	\$0.00
20031009 22:30	CN - Canteen	1806071		NOR	Canteen Date : 20031001	\$0.00	\$59.11	\$0.00	\$0.00
20031010 14:44	ML - Mail	1809641		NOR	-LAURIE SUBENKO	\$20.00	\$0.00	\$0.00	\$0.00
20031016 22:30	CN - Canteen	1834454		NOR	Canteen Date : 20031001	\$0.00	\$38.01	\$0.00	\$0.00
20031022 14:25	ML - Mail	1849525		NOR	-LAURIE SUBENKO	\$60.00	\$0.00	\$0.00	\$0.00
20031023 22:30	CN - Canteen	1863666		NOR	Canteen Date : 20031001	\$0.00	\$48.91	\$0.00	\$0.00
20031026 09:19	IS - Transfer from inmate to Club A/c	1875814		NOR	-HAIRCUT REVENUE - 43	\$0.00	\$3.00	\$0.00	\$0.00
20031026 14:48	ML - Mail	1874966		NOR	-LAURIE SUBENKO	\$20.00	\$0.00	\$0.00	\$0.00
20031031 10:37	CN - Canteen	1891623		NOR	Canteen Date : 20031001	\$0.00	\$29.44	\$0.00	\$0.00
20031107 16:56	IS - Interest	1927063		NOR		\$0.04	\$0.00	\$0.00	\$0.00
20031107 16:56	IS - Interest	1927061		NOR		\$0.00	\$0.00	\$0.13	\$0.00
20031119 14:31	ML - Mail	1961129		NOR	-LAURIE SUBENKO	\$50.00	\$0.00	\$0.00	\$0.00
20031120 14:13	ML - Mail	1991970		NOR	-LAURIE SUBENKO	\$10.00	\$0.00	\$0.00	\$0.00
20031120 22:30	CN - Canteen	1993201		NOR	Canteen Date : 20031101	\$0.00	\$22.56	\$0.00	\$0.00
20031120 14:58	IS - Transfer from inmate to Club A/c	2024844		NOR	-\$10. -CANTEEN CORP. WASH ACCOUNT - 26	\$0.00	\$27.77	\$0.00	\$0.00
20031202 13:32	IS - Transfer from Club to Inmate A/c	2035704		NOR	-\$12.00 -SUBENKO, MICHAEL A PERSONAL-CON WASH ACCOUNT - 25	\$2.00	\$0.00	\$0.00	\$0.00
20031204 22:30	CN - Canteen	2046401		NOR	Canteen Date : 20031101	\$0.00	\$3.05	\$0.00	\$0.00
20031209 13:33	IS - Interest	2063254		NOR		\$0.01	\$0.00	\$0.00	\$0.00
20031209 13:33	IS - Interest	2063255		NOR		\$0.00	\$0.00	\$0.13	\$0.00
20031216 14:00	ML - Mail	2106323		NOR	-LAURIE SUBENKO	\$25.00	\$0.00	\$0.00	\$0.00

COMMONWEALTH OF MASSACHUSETTS  
DEPARTMENT OF CORRECTIONS

Inmate Transaction Report

Date : 20031224 14:03

Commit# : W65867

MCI NORFOLK

Page : 3

Name : SUBENKO, MICHAEL, A,

Statement From 20030701

Inst : MCI NORFOLK

To 20031024

Block : SMUG

Cell/Bed : A32 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20031210 22:30	CR - Canteen	2125588		NOR	Canteen Bill : 2003121	\$0.00	\$1.55	\$0.00	\$0.00
						\$705.35	\$677.70	\$0.76	\$0.00
Balance as of ending date							Personal \$30.40	Savings \$103.66	

Current Balances :

Personal	Savings	Freeze	Loan	Restitution	Sentence
\$30.40	\$103.66	\$0.00	\$0.00	\$0.00	\$0.00